

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5104-04  
Bill No.: Perfected SS for SB 745  
Subject: County Officials; Firearms and Fireworks; Licenses - Miscellaneous; Weapons  
Type: Original  
Date: March 25, 2014

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Bill Summary: This proposal modifies the provisions regarding sheriffs and other law enforcement officers, weapons, and concealed carry permits.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
General Revenue	(Unknown)	(Unknown)	(Unknown)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Concealed Carry Permit*	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\* Potential transfers in and disbursements from the fund net to zero.

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☒ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Local Government</b>	<b>\$0 or Unknown</b>	<b>\$0 or Unknown</b>	<b>\$0 or Unknown</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety - Director's Office** and **Missouri Highway Patrol**, **Department of Revenue**, the **Department of Corrections**, the **Office of the State Public Defender**, **Office of Prosecution Services**, and the **Columbia Police Department** each assume the proposal would not fiscally impact their respective agencies.

In response to a previous version of the proposal, officials from the **Cole County Sheriff's Department** assumed the proposal would not fiscally impact their agency.

Officials from the **Office of the State Courts Administrator** state there may be some, unquantifiable at this time, impact. Any significant changes will be reflected in future budget requests.

Officials from Audrain County, Boone County, Buchanan County, Cass County, Pulaski County, Clark County Sheriff's Department, Boone County Sheriff's Department, and the St. Louis Metropolitan Police Department did not respond to our request for fiscal impact.

Section 488.5026 states that each county shall, by July 31, 2014, adopt the \$2 surcharge assessed on court proceedings of all criminal cases, including infractions. The proceeds from this surcharge shall be deposited into the county's Inmate Prisoner Detainee Security Fund.

**Oversight** does not know how many counties have not adopted this surcharge; therefore, Oversight will reflect a \$0 or Unknown amount of revenue to counties in all three years in the fiscal note for such proceeds.

Officials from the **Department of Public Safety - Director's Office (DPS)** stated there is a \$2 million appropriation this fiscal year (8.026) to the Missouri Sheriff Methamphetamine Relief Task Force (MoSMART) for the purpose of "funding grants related to issuance of the concealed carry permits." **Oversight** assumes this proposal allows the General Assembly to appropriate monies to MoSMART to "provide grants as authorized by the general assembly to sheriffs, and any designee that is created and authorized to support sheriffs in the creation, maintenance, and operation of a statewide concealed carry permit system for Missouri sheriffs and law enforcement purposes." Oversight does not know how much in additional appropriations (above the current \$2 million appropriation) MoSMART will require to support in the creation, and ongoing maintenance and operation of the concealed carry permit system. Therefore, Oversight will reflect a potential cost to the General Revenue Fund of appropriations to the Concealed Carry Permit Fund to fund these MoSMART grants.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
<b>GENERAL REVENUE FUND</b>			
<u>Transfer Out</u> - Department of Public Safety - to the Concealed Carry Permit Fund - appropriations to the Concealed Carry Permit Fund	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND</b>	<u><b>(Unknown)</b></u>	<u><b>(Unknown)</b></u>	<u><b>(Unknown)</b></u>
 <b>CONCEALED CARRY PERMIT FUND</b>			
<u>Transfer In</u> - from General Revenue	Unknown	Unknown	Unknown
<u>Costs</u> - Department of Public Safety (MoSMART) grants for the creation, maintenance and operation of a statewide concealed carry permit system	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO THE CONCEALED CARRY PERMIT FUND</b>	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

FISCAL IMPACT - Local Government

FY 2015

FY 2016

FY 2017

**COUNTIES**

Income - Section 488.5026 - by July 31, 2014, all counties shall have adopted the \$2 surcharge on all court cases with the proceeds to be deposited into the counties' Inmate Prisoner Detainee Security Fund

\$0 or Unknown

\$0 or Unknown

\$0 or Unknown

**ESTIMATED NET EFFECT TO COUNTIES**

**\$0 or Unknown**

**\$0 or Unknown**

**\$0 or Unknown**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

This act modifies the statutes regarding county jail costs and concealed carry permits.

COUNTY JAIL COSTS - 221.105, 488.5026, & Section B

Under current law, the governing body of a city or county may assess a \$2 surcharge in all criminal cases. If the city or county assesses the surcharge, the city or county must establish an Inmate Prisoner Detainee Security Fund and deposit the surcharge into the fund. This act requires every county to adopt the surcharge by July 31, 2014.

These provisions have an emergency clause and an effective date of July 1, 2014.

CONCEALED CARRY PERMITS - 571.101, 571.104, 571.111 & 650.350

This act requires the Missouri Sheriff Methamphetamine Relief Task force, or MoSMART, to provide grants to sheriffs and any designee that is created to support sheriffs in the creation and maintenance of a statewide concealed carry permit system that is accessible to sheriffs and law enforcement agencies. Current law requires sheriffs to report certain information regarding concealed carry permit holders to the Missouri Uniform Law Enforcement System or MULES.

RAS:LR:OD

FISCAL DESCRIPTION (continued)

This act requires such information to be reported to the new concealed carry permit system.

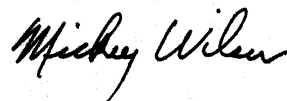
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety  
    Director's Office  
    Missouri Highway Patrol  
Office of the State Courts Administrator  
Office of the State Public Defender  
Department of Corrections  
Office of Prosecution Services  
Cole County Sheriff's Department  
Columbia Police Department

**NOT RESPONDING:**

Audrain County  
Boone County  
Buchanan County  
Cass County  
Pulaski County  
Clark County Sheriff's Department  
Boone County Sheriff's Department  
St. Louis Metropolitan Police Department



Mickey Wilson, CPA  
Director  
March 25, 2014

Ross Strope

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Assistant Director  
March 25, 2014

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